

Mr. Tony Anastas
Clerk of Court
United States District Court
District of Massachusetts
John J. Moakley Courthouse
One Courthouse Way - Suite 2300
Boston, MA 02210

November 29, 2004

RE: Civil Action No. 04-40068-GAO
Potts v Winn

Dear Mr. Anastas:

I have attached a copy of the Docket History from Pacer for the above referenced case. If the Court's Docket History and the Pacer Docket History are identical, then the text for Docket#18 needs to be corrected for both.

I am writing to you to request a correction in the Docket text of Docket #18.

The Docket #18 text currently reflects ... "Order entered Judgment in favor of Respondent against Petitioner".

In fact, the Order entered Judgment in favor of the Petitioner against Respondent.

In support of the correction I am requesting please see the following docket items:

Docket #11 - Respondent concedes that First Circuit's decision in Goldings v Winn is dispositive of this case

Docket #16 - Respondent assents to the Petitioner's Proposed Order

Docket #17 & #18 - Order entered Judgment in favor of Petitioner
against Respondent

I respectfully request that the Docket Text (including Pacer) for Docket#18 be corrected to reflect ... "Order entered Judgment in favor of Petitioner against Respondent".

Sincerely,

M. William Potts

Enclosure

cc: AUSA Christopher Donato
Paul Lyness - Deputy Clerk
Court Clerk - Judge O'Toole

M. William Potts, Pro Se
Reg# 24866-038 Unit I
FMC Devens - Camp
PO Box 879
Ayer, MA 01432

4:04-cv-40068-GAO Potts v. Winn

George A. O'Toole Jr., presiding

Date filed: 05/03/2004

Date terminated: 11/10/2004 Date of last filing: 11/10/2004

History

Doc. No.	Dates	Description
--	Filed: 05/03/2004 Entered: 05/10/2004	Magistrate Judge Assignment
	Docket Text: If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Collings. (Barrette, Mark)	
1	Filed: 05/03/2004 Entered: 05/05/2004	Petition for writ of habeas corpus (28:2254)
	Docket Text: PETITION for writ of habeas corpus pursuant to 28:2241 § 5, receipt number 404314, filed by M. William Potts III.(Hassett, Kathy)	
3	Filed: 06/07/2004 Entered: 06/21/2004	Letter/request (non-motion)
	Docket Text: Letter/request (non-motion) from M. William Potts. (Barrette, Mark)	
2	Filed: 06/11/2004 Entered: 06/15/2004	Service Order - 2241 Petition
	Docket Text: Judge George A. O'Toole Jr.: ORDER entered SERVICE ORDER re 2241 Petition. The Clerk of this Court shall serve a copy of the Petition, by certified mail, upon (a) David L. Winn, Warden, Federal Medical Center, Camp Devens, P.O. Box. 880, Ayer, MA 01432; and (b) the United States Attorney; AND (2) The Respondent shall, within 28 days of receipt of this Order, file an answer or other responsive pleading.cc/cl(Lanier, Marjorie) Modified on 6/16/2004 (Barrette, Mark).	
--	Filed: 06/14/2004 Entered: 06/18/2004	Mail Returned
	Docket Text: Return receipt received for mail sent to Michael J. Sullivan Delivered on 6/10/04 (Barrette, Mark)	
--	Filed: 06/14/2004 Entered: 06/18/2004	Mail Returned
	Docket Text: Return receipt received for mail sent to David Winn, Warden Delivered on 6/10/04 (Barrette, Mark)	
--	Filed & Entered: 06/15/2004	Remark
	Docket Text: Copy of Petition and Service Order mailed certified mail to respondent and US attorney. Copy of service order mailed to petitioner via us mail. (Jenness, Susan) Modified on 6/16/2004 (Hassett, Kathy).	
4	Filed & Entered: 07/13/2004 Terminated: 08/31/2004	Motion for Leave to File Excess Pages
	Docket Text: MOTION for Leave to File Excess Pages by David L. Winn.(Donato, Christopher)	
5	Filed & Entered: 07/13/2004 Terminated: 11/10/2004	Motion to Dismiss

	<i>Docket Text:</i> MOTION to Dismiss by David L. Winn.(Donato, Christopher)	
6	<i>Filed & Entered:</i>	07/13/2004 Memorandum in Support of Motion
	<i>Docket Text:</i> MEMORANDUM in Support re [5] MOTION to Dismiss filed by David L. Winn. (Attachments: # (1))(Donato, Christopher)	
7	<i>Filed:</i>	07/27/2004 Opposition to Motion
	<i>Entered:</i>	08/03/2004
	<i>Docket Text:</i> Opposition and Memorandum in Opposition re [4] MOTION for Leave to File Excess Pages. [5] MOTION to Dismiss filed by M. William Potts III. (Barrette, Mark)	
8	<i>Filed:</i>	08/06/2004 Memorandum of Law
	<i>Entered:</i>	08/12/2004
	<i>Docket Text:</i> Supplemental Information to Petitioner's Opposition and Memorandum in Opposition to Motions of Respondent by M. William Potts III to [7] Opposition to Motion. (Barrette, Mark)	
--	<i>Filed & Entered:</i>	08/31/2004 Order on Motion for Leave to File Excess Pages
	<i>Docket Text:</i> Judge George A. O'Toole Jr.: Electronic ORDER entered granting [4] Motion for Leave to File Excess Pages cc/cl (Lyness, Paul)	
9	<i>Filed:</i>	09/14/2004 Motion for Leave to File
	<i>Entered:</i>	09/16/2004
	<i>Terminated:</i>	11/10/2004
	<i>Docket Text:</i> MOTION for Leave to submit additional paper in the form of the citation of a supplemental authority and request for prompt relief.c/s by M. William Potts III.(Edge, Eugenia)	
10	<i>Filed:</i>	09/14/2004 Memorandum in Support of Motion
	<i>Entered:</i>	09/16/2004
	<i>Docket Text:</i> MEMORANDUM in Support re [9] MOTION for Leave to File filed by M. William Potts III.c/s (Edge, Eugenia)	
11	<i>Filed & Entered:</i>	09/16/2004 Response to Motion
	<i>Docket Text:</i> RESPONSE to Motion re [9] MOTION for Leave to File filed by David L. Winn. (Donato, Christopher)	
12	<i>Filed:</i>	10/06/2004 Order
	<i>Entered:</i>	10/07/2004
	<i>Docket Text:</i> Judge George A. O'Toole Jr.: ORDER entered- In light of the respondent's concession that the First Circuit's decision in <i>Goldings v Winn</i> No. 03-2633 (September 9, 2004) is dispositive of this case, see docket no. 11, the parties are directed to file a proposed order accomplishing a final disposition of this matter within 28 days from date of entry of this order.(Lyness, Paul)	
13	<i>Filed:</i>	10/08/2004 Letter/request (non-motion)
	<i>Entered:</i>	10/12/2004
	<i>Docket Text:</i> Letter/request (non-motion) from William Potts regarding Motion for leave (entry #9) (Edge, Eugenia)	
14	<i>Filed:</i>	11/02/2004 Motion for Miscellaneous Relief
	<i>Entered:</i>	11/03/2004
	<i>Terminated:</i>	11/10/2004
	<i>Docket Text:</i> MOTION for entry of Proposed Order by M. William Potts III.c/s(Edge, Eugenia)	
15	<i>Filed:</i>	11/02/2004 Memorandum in Support of Motion
	<i>Entered:</i>	11/03/2004